

SCHEDULE

A

SCHEDULE A

AUTHORITY FOR THE TAKING

The property is taken under and in accordance with 40 U.S.C. §§ 3113 and 3114, which authorize the condemnation of land and the filing of a Declaration of Taking; the Act of Congress approved September 30, 1996, as Public Law 104-208, Division C, Section 102, 110 Stat. 3009-546, 3009-554-55, as amended and codified at 8 U.S.C. § 1103(b) & note; and the Act of Congress approved February 15, 2019, as Public Law 116-6, div. A, tit. II, Section 230, 133 Stat. 13, which appropriated the funds that shall be used for the taking.

SCHEDULE B

SCHEDULE B

PUBLIC PURPOSE

The public purpose for which said property is taken is to construct, install, operate, and maintain roads, fencing, vehicle barriers, security lighting, cameras, sensors, and related structures designed to help secure the United States/Mexico border within the State of Texas.

SCHEDULE C

SCHEDULE C

LEGAL DESCRIPTION

Starr County, Texas

Tract: RGV-RGC-5059

Owner: Unknown Heirs/Devisees of Arturo Garza, Jr.

Acres: 1.312

Being a 1.312 acre (57,148 square feet) parcel of land, more or less, being out of the Juana Josefa Gutiérrez Survey, Abstract No. 84, Porción 72, ancient jurisdiction of Camargo, Mexico, now Starr County, Texas, being out of Share 2-A as described in the Final Decree of Partition recorded in Volume 88, Page 470, Deed Records of Starr County, Texas, and being out of the remainder of a called 29.200 acre tract conveyed to Arturo Garza, Jr. by Executor's Deed recorded in Volume 462, Page 307, Deed Records of Starr County, Texas (First Tract, Share 2-A), said parcel of land being more particularly described by metes and bounds as follows;

Commencing at a found 5/8" iron rod at the original southwest corner of Share 2-A, the original southeast corner of Share 1, and the southeast corner of a called 15.936 acre tract conveyed to Camilo Garza, Ramon R. Garza and Isidra A. de Garza by Partition Agreement recorded in Volume 93, Page 49, Deed Records of Starr County, Texas (Tract II), being the same tract of land acquired by Jesus M. Garza, Reyna G. Sepulveda, Ranulfo Garza, Elida G. Ramirez, Maria Garza, Mariana Garza, Gloria Garza, Ramon Garza, Jr. and Rene Garza through inheritance from the Estate of Ramon R. Garza recorded under Cause No. 871, Probate Records of Starr County, Texas, being the same tract of land acquired by Jesus M. Garza, Reyna G. Sepulveda, Ranulfo Garza, Elida G.

SCHEDULE C (Cont.)

Ramirez, Maria Garza, Mariana Garza, Gloria Garza, Ramon Garza, Jr. and Rene Garza through inheritance from the Estate of Camilo Garza recorded under Cause No. 853, Probate Records of Starr County, Texas, being the same tract of land conveyed to Hortencia Gonzalez Lent, Odilia Gonzalez Guerrero, Benilde Gonzalez Rosa, Dora Gonzalez Bilano, Julio Gonzalez, Delia Olga Gonzalez Garcia, Emma Gonzalez Ramon, Zoila Gonzalez Fuentes and Minerva Frances Criado by Affidavit of Heirship recorded in Volume 405, Page 89, Deed Records of Starr County, Texas, being the same tract of land conveyed to Dario Gonzalez and Eduardo Gonzalez by Affidavit of Marital and Family History of Jesus Maria Garza recorded in Volume 447, Page 703, Deed Records of Starr County, Texas, and being the same tract of land conveyed to Jesus M. Garza by Warranty Deed recorded in Volume 1421, Page 483, Official Records of Starr County, Texas, said point having the coordinates of N=16662112.761, E=848816.889, said point bears S 34°06'38" E, a distance of 4283.36' from United States Army Corps of Engineers Control Point No. 210;

Thence: N 09°03'30" E (N 08°07'00" E, Record), with the west line of Share 2-A and the east line of Share 1, for a distance of 2891.87' to a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped with the following description: "RGV-RGC-5058- 5=5059-1" for the **Point of Beginning** and southwest corner of Tract RGV-RGC-5059, said point being in the west line of Share 2-A and the east line of Share 1, said point having the coordinates of N=16664968.561, E=849272.187;

SCHEDULE C (Cont.)

Thence: with the common lines of Share 2-A and Share 1, the following courses and distances:

- N 09°03'30" E (N 08°07'00" E, Record), for a distance of 128.72' to a fence corner post for a westerly interior corner of Tract RGV-RGC-5059;
- N 70°32'58" W (N 72°20'00" W, Record), for a distance of 138.76' to a fence corner post for the most westerly northwest corner of Tract RGV-RGC-5059;
- N 20°37'07" E (N 19°54'00" E, Record), for a distance of 44.31' to a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped with the following description: "RGV-RGC-5058-2=5059-4" for the most northerly northwest corner of Tract RGV-RGC-5059, said point being in the west line of Share 2-A and the east line of Share 1;

Thence: departing the east line of Share 1, over and across Share 2-A, the following courses and distances:

- S 86°48'53" E, for a distance of 163.10' to a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped with the following description: "RGV-RGC-5059-5" for the north corner of Tract RGV-RGC-5059;
- S 49°08'11" E, for a distance of 228.51' to a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped

SCHEDULE C (Cont.)

with the following description: “RGV-RGC-5059-6=5060-2” for the northeast corner of Tract RGV-RGC- 5059, said point being in a southerly line of Share 2-A and the north line of a called 8.547 acre tract designated as Share 3 in the Final Decree of Partition recorded in Volume 88, Page 470, Deed Records of Starr County, Texas, being the same tract of land acquired by Jesus M. Garza, Reyna G. Sepulveda, Ranulfo Garza, Elida G. Ramirez, Maria Garza, Mariana Garza, Gloria Garza, Ramon Garza, Jr. and Rene Garza through inheritance from the Estate of Ramon R. Garza recorded under Cause No. 871, Probate Records of Starr County, Texas, being the same tract of land acquired by Jesus M. Garza, Reyna G. Sepulveda, Ranulfo Garza, Elida G. Ramirez, Maria Garza, Mariana Garza, Gloria Garza, Ramon Garza, Jr. and Rene Garza through inheritance from the Estate of Camilo Garza recorded under Cause No. 853, Probate Records of Starr County, Texas, being the same tract of land conveyed to Ranulfo Garza by Warranty Deed recorded in Volume 603, Page 503, Official Records of Starr County, Texas, and being the same tract of land conveyed to San Juanita Sepulveda by Deed of Gift recorded in Volume 1030, Page 373, Official Records of Starr County, Texas;

Thence: with the common lines of Share 2-A and Share 3, the following courses and distances:

- N 71°23'42" W (N 72°20'00" W, Record), for a distance of 19.99' to a fence corner post for an easterly interior corner of Tract RGV-RGC-5059;

SCHEDULE C (Cont.)

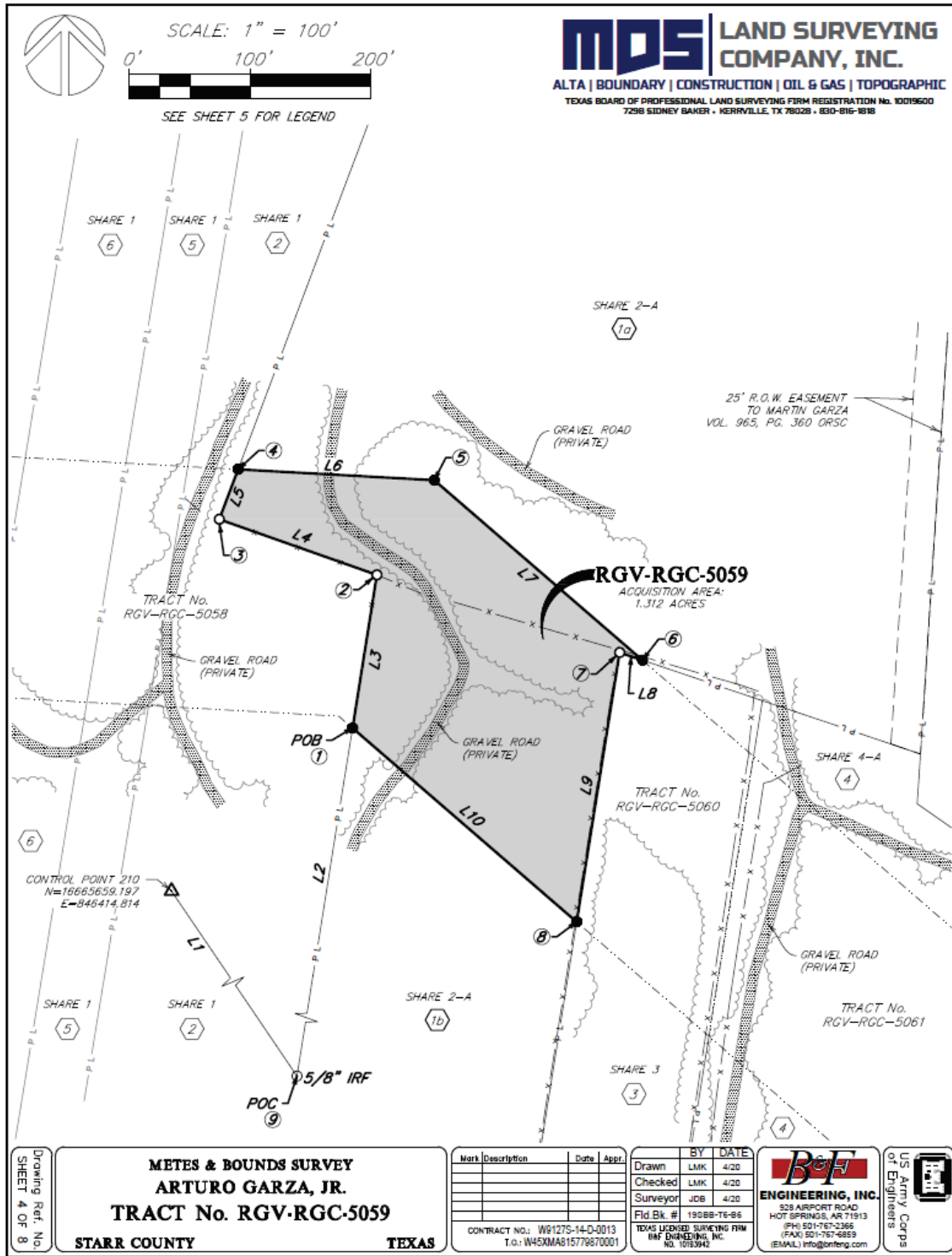
- S 09°03'30" W (S 08°07'00" W, Record), for a distance of 226.43' to a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped with the following description: "RGV-RGC-5059-8=5060-5" for the southeast corner of Tract RGV-RGC-5059, said point being in the east line of Share 2-A and the west line of Share 3;

Thence: N 49°08'11" W, departing the west line of Share 3, over and across Share 2-A, for a distance of 246.08' to the **Point of Beginning**.

Note: All bearings, distances and coordinates are referenced to the Texas State Plane Coordinate System, South Zone grid (SPCS 4205) NAD'83. Values may be converted to ground values using a combined scale factor of 1.000040000.

SCHEDULE D

SCHEDULE D
MAP or PLAT
LAND TO BE CONDEMNED



SCHEDULE D (Cont.)

LINE	BEARING	DISTANCE	REC-BEARING	REC-DISTANCE
L1	S 34°06'38" E	4283.36'	N/A	N/A
L2	N 09°03'30" E	2891.87'	N 08°07'00" E	N/A
L3	N 09°03'30" E	128.72'	N 08°07'00" E	N/A
L4	N 70°32'58" W	138.76'	N 72°20'00" W	140.00'
L5	N 20°37'07" E	44.31'	N 19°54'00" E	N/A
L6	S 86°48'53" E	163.10'	N/A	N/A
L7	S 49°08'11" E	228.51'	N/A	N/A
L8	N 71°23'42" W	19.99'	N 72°20'00" W	N/A
L9	S 09°03'30" W	226.43'	S 08°07'00" W	N/A
L10	N 49°08'11" W	246.08'	N/A	N/A

COORDINATE TABLE

MONUMENT No.	NORTHING	EASTING	MONUMENT NAME
1	16664968.561	849272.187	RGV-RGC-5058-5=5059-1
2	16665095.673	849292.453	RGV-RGC-5058-4=5059-2
3	16665141.879	849161.611	RGV-RGC-5058-3=5059-3
4	16665183.354	849177.216	RGV-RGC-5058-2=5059-4
5	16665174.292	849340.068	RGV-RGC-5059-5
6	16665024.786	849512.885	RGV-RGC-5059-6=5060-2
7	16665031.163	849493.940	RGV-RGC-5059-7=5060-1
8	16664807.560	849458.291	RGV-RGC-5059-8=5060-5
9	16662112.761	848816.889	POC RGV-RGC-5059

LEGEND

●	5/8" REBAR W/ "MDS" CAP SET	—————	ACQUISITION BOUNDARY
○	FOUND MONUMENT	-----	ADJOINING ACQUISITION BOUNDARY
△	CONTROL POINT	~~~~~	BRUSH/VEGETATION
○	FENCE CORNER POST	— P L —	PROPERTY LINE
DRSC	DEED RECORDS OF STARR COUNTY	— x — x — x —	WIRE FENCE
IPF	IRON PIPE FOUND	⬢ #	SEE SHEET 6
IRF	IRON ROD FOUND		
ORSC	OFFICIAL RECORDS OF STARR COUNTY		
PG	PAGE		
POB	POINT OF BEGINNING		
POC	POINT OF COMMENCING		
VOL	VOLUME		

NOTES:

1. THE BEARINGS, DISTANCES, AND COORDINATE VALUES SHOWN HEREON ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, REFERENCED TO NAD83(2011), TX SOUTH ZONE (4205), US SURVEY FEET, USING THE CORS(2011) ADJUSTMENT. THE DISTANCES AND COORDINATES SHOWN HEREON ARE GRID VALUES AND MAY BE CONVERTED TO GROUND (SURFACE) USING THE TXXOT COUNTY PUBLISHED COMBINED SCALE FACTOR OF 1.000040000 (E.G. GRID X 1.000040000 = SURFACE).
2. A SEPARATE METES AND BOUNDS DESCRIPTION OF EQUAL DATE WAS WRITTEN IN CONJUNCTION WITH THIS SURVEY PLAT.
3. THE SQUARE FOOTAGE TOTAL RECITED HEREIN IS BASED ON MATHEMATICAL CALCULATIONS AND SUBJECT TO THE RULES OF ROUNDING AND SIGNIFICANT NUMBERS.
4. THE REMAINING ACREAGE OF THE PARENT TRACT WAS CALCULATED FROM THE RECORDED INSTRUMENTS AND IS NOT BASED ON FIELD DIMENSIONS.
5. FIELD SURVEY COMPLETED 2/26/2020.
6. THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE COMMITMENT.
7. MDS LAND SURVEYING COMPANY, INC. HAS PROVIDED THESE SURVEY SERVICES TO THE CORPS OF ENGINEERS AS A SUBCONSULTANT TO B&F ENGINEERING, INC., THE PRIME CONSULTANT. THE CORPS' CONTRACTING OFFICER'S REPRESENTATIVE IS STEPHEN CORLEY, RPLS (817) 886-1143.
8. TEXAS 811 UTILITY LOCATE REQUEST WAS SUBMITTED FOR THIS SURVEY ON APRIL 2, 2020 (TICKET NO. 2059362327).

MDS LAND SURVEYING
COMPANY, INC.
ALTA | BOUNDARY | CONSTRUCTION | OIL & GAS | TOPOGRAPHIC
TEXAS BOARD OF PROFESSIONAL LAND SURVEYING FIRM REGISTRATION NO. 10019600
7296 SIDNEY BAKER • KERRVILLE, TX 78028 • 830-616-1818

Drawing Ref. No.
SHEET 5 OF 8

METES & BOUNDS SURVEY
ARTURO GARZA, JR.
TRACT No. RGV-RGC-5059
STARR COUNTY TEXAS

Mark	Description	Date	Appr.

CONTRACT NO.: W91275-14-D-0013
T.O.: W45XMA515779570001

BY	DATE
Drawn	LMK 4/20
Checked	LMK 4/20
Surveyor	JOB 4/20
Fld Bk. #	19088-TS-86
	TEXAS LICENSED SURVEYING FIRM
	B&F ENGINEERING, INC.
	NO. 10193942

B&F
ENGINEERING, INC.
328 AIRPORT ROAD
HOT SPRINGS, AR 71913
(PH) 501-767-2366
(FAX) 501-767-6859
(EMAIL) info@borteng.com

US Army Corps of Engineers

MDS PROJ. NO. 18-200-00

FILE NAME: RGV-RGC-5059

DATE: 4/9/2020

SCHEDULE D (Cont.)

<p>1a</p> <p>ARTURO GARZA, JR. CALLED 29.200 ACRES EXECUTOR'S DEED VOL. 462, PG. 307 DRSC (FIRST TRACT, SHARE 2-A)</p> <p>REMAINING AREA: 12.050 ACRES</p>	<p>1b</p> <p>ARTURO GARZA, JR. CALLED 29.200 ACRES EXECUTOR'S DEED VOL. 462, PG. 307 DRSC (FIRST TRACT, SHARE 2-A)</p> <p>REMAINING AREA: 13.644 ACRES</p>	<p>2</p> <p>CAMILO GARZA, ET AL CALLED 15.936 ACRES PARTITION AGREEMENT VOL. 93, PG. 49 DRSC (TRACT II)</p> <p>HORTENCIA G. LENT, ET AL AFFIDAVIT OF HEIRSHIP VOL. 405, PG. 89 DRSC</p> <p>DARIO GONZALEZ, ET AL AFFIDAVIT OF MARITAL & FAMILY HISTORY OF JESUS MARIA GARZA VOL. 447, PG. 703 DRSC</p> <p>JESUS M. GARZA, ET AL PROBATE (CAUSE No. 853)</p> <p>JESUS M. GARZA, ET AL PROBATE (CAUSE No. 871)</p> <p>JESUS M. GARZA WARRANTY DEED VOL. 1421, PG. 483 ORSC</p>	<p>3</p> <p>CAMILO GARZA & RAMON GARZA CALLED 8.547 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 3)</p> <p>JESUS M. GARZA, ET AL PROBATE (CAUSE No. 853)</p> <p>JESUS M. GARZA, ET AL PROBATE (CAUSE No. 871)</p> <p>RANULFO GARZA WARRANTY DEED VOL. 603, PG. 503 ORSC</p> <p>SAN JUANITA SEPULVEDA DEED OF GIFT VOL. 1030, PG. 373 ORSC</p>
<p>4</p> <p>MARTIN GARZA CALLED 46.3293 ACRES DEED OF GIFT VOL. 965, PG. 344 ORSC</p> <p>CALLED 20.002 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 4-A)</p>	<p>5</p> <p>MARTINA G. VDA. DE GONZALEZ CALLED 4.865 ACRES PARTITION AGREEMENT VOL. 93, PG. 49 DRSC (TRACT I)</p>	<p>6</p> <p>JUAN GARCIA GARZA & DOMINGO GARZA CALLED 7.968 ACRES PARTITION AGREEMENT VOL. 93, PG. 44 DRSC (FOURTH)</p> <p>HORTENCIA G. LENT, ET AL AFFIDAVIT OF HEIRSHIP VOL. 405, PG. 89 DRSC</p> <p>DARIO GONZALEZ, ET AL AFFIDAVIT OF MARITAL & FAMILY HISTORY OF JESUS MARIA GARZA VOL. 447, PG. 703 DRSC</p> <p>JESUS M. GARZA, ET AL PROBATE (CAUSE No. 853)</p> <p>JESUS M. GARZA, ET AL PROBATE (CAUSE No. 871)</p> <p>JESUS M. GARZA WARRANTY DEED VOL. 1421, PG. 483 ORSC</p>	<p>7</p> <p>ELIZABETH MORENO CALLED 0.50 OF AN ACRE WARRANTY DEED W/ MINERAL RESERVATION VOL. 1028, PG. 12 ORSC</p>
<p>8</p> <p>JESSE DANIEL SANCHEZ CALLED 0.232 OF AN ACRE WARRANTY DEED VOL. 608, PG. 377 ORSC</p>	<p>9</p> <p>ANABELIA HINOJOSA CALLED 0.982 OF AN ACRE WARRANTY DEED W/ MINERAL RESERVATION VOL. 1053, PG. 374 ORSC</p>	<p>10</p> <p>LIBRADO PEREZ CALLED 1.414 ACRES WARRANTY DEED VOL. 1170, PG. 379 ORSC VOL. 1170, PG. 384 ORSC VOL. 1170, PG. 388 ORSC (TRACT I)</p>	<p>11</p> <p>ZOLIA GARZA PEREZ CALLED 1.414 ACRES WARRANTY DEED VOL. 746, PG. 627 ORSC</p>
<p>12</p> <p>PABLO MORENO, JR. CALLED 1.41 ACRES SPECIAL WARRANTY DEED VOL. 713, PG. 300 ORSC</p>	<p>13</p> <p>JUAN GARCIA & DOMINGO GARZA CALLED 4.339 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 19)</p>	<p>14</p> <p>BENITO ALVAREZ, JR., ET AL CALLED 1.99 ACRES WARRANTY DEED VOL. 511, PG. 781 ORSC</p>	<p>15</p> <p>L&R PRECAST CONCRETE WORKS, INC. CALLED 1.3221 ACRES SPECIAL WARRANTY DEED VOL. 1393, PG. 157 ORSC (TRACT I)</p>
<p>16</p> <p>MARTIN GARZA CALLED 3.5707 ACRES DEED OF GIFT VOL. 965, PG. 338 ORSC</p>			

MDS LAND SURVEYING COMPANY, INC.

ALTA | BOUNDARY | CONSTRUCTION | OIL & GAS | TOPOGRAPHIC

TEXAS BOARD OF PROFESSIONAL LAND SURVEYING FIRM REGISTRATION No. 10019630

2298 SIDNEY BAKER • KERRVILLE, TX 78028 • 830-816-1888

METES & BOUNDS SURVEY

ARTURO GARZA, JR.

TRACT No. RGV-RGC-5059

STARR COUNTY TEXAS

Mark	Description	Date	Appr.

CONTRACT NO.: W0127S-14-D-0013
T.O.: W45XMA815778870001

BY	DATE
Drawn LMK	4/20
Checked LMK	4/20
Surveyor JOB	4/20
Fld Bk. #	19088-T6-86

TEXAS LICENSED SURVEYING FIRM
B&F ENGINEERING, INC.
NO. 1053942

B&F ENGINEERING, INC.

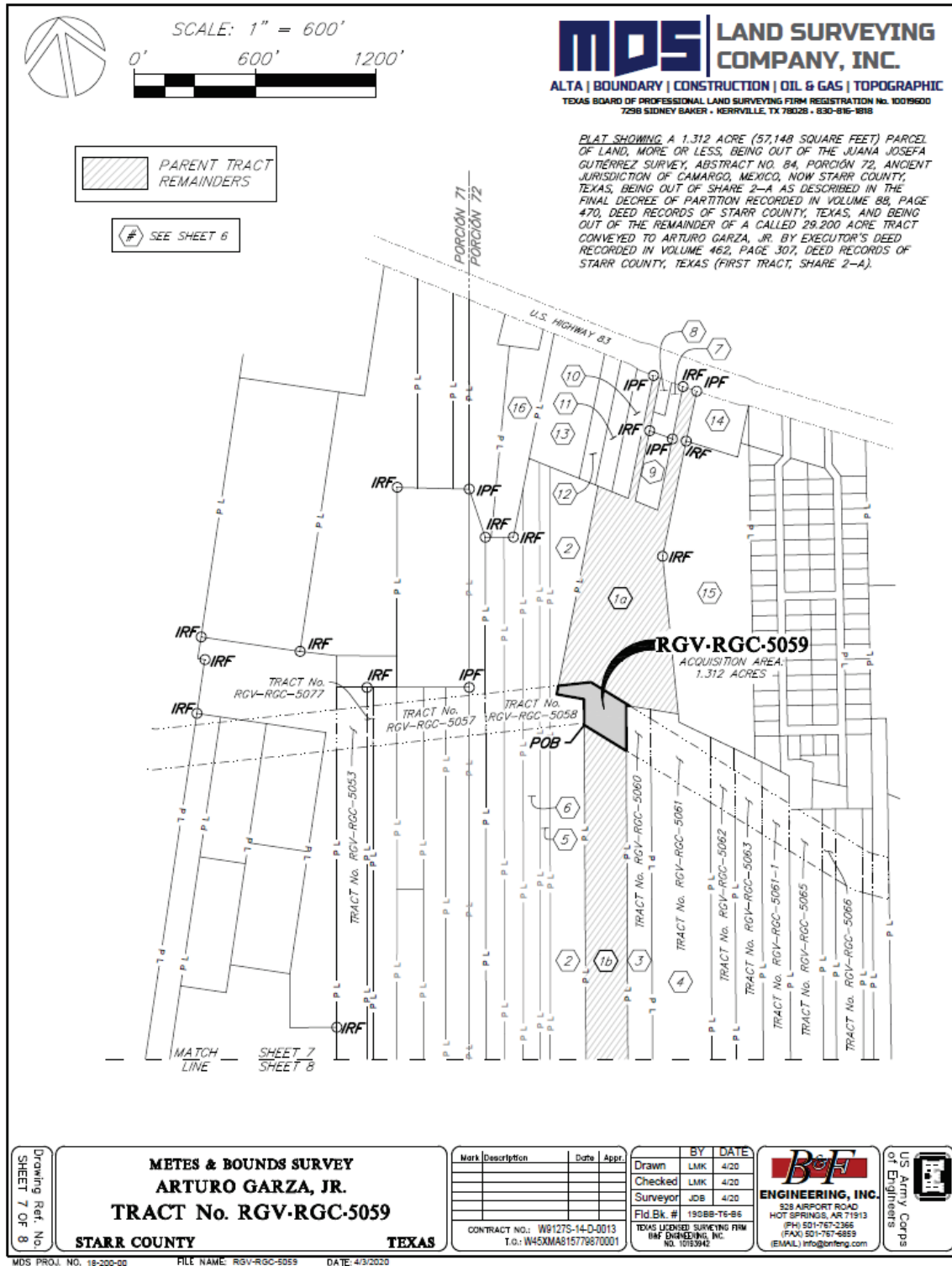
328 AIRPORT ROAD
HOT SPRINGS, AR 71913
(PH) 501-767-2366
(FAX) 501-767-6859
(EMAIL) info@benteng.com

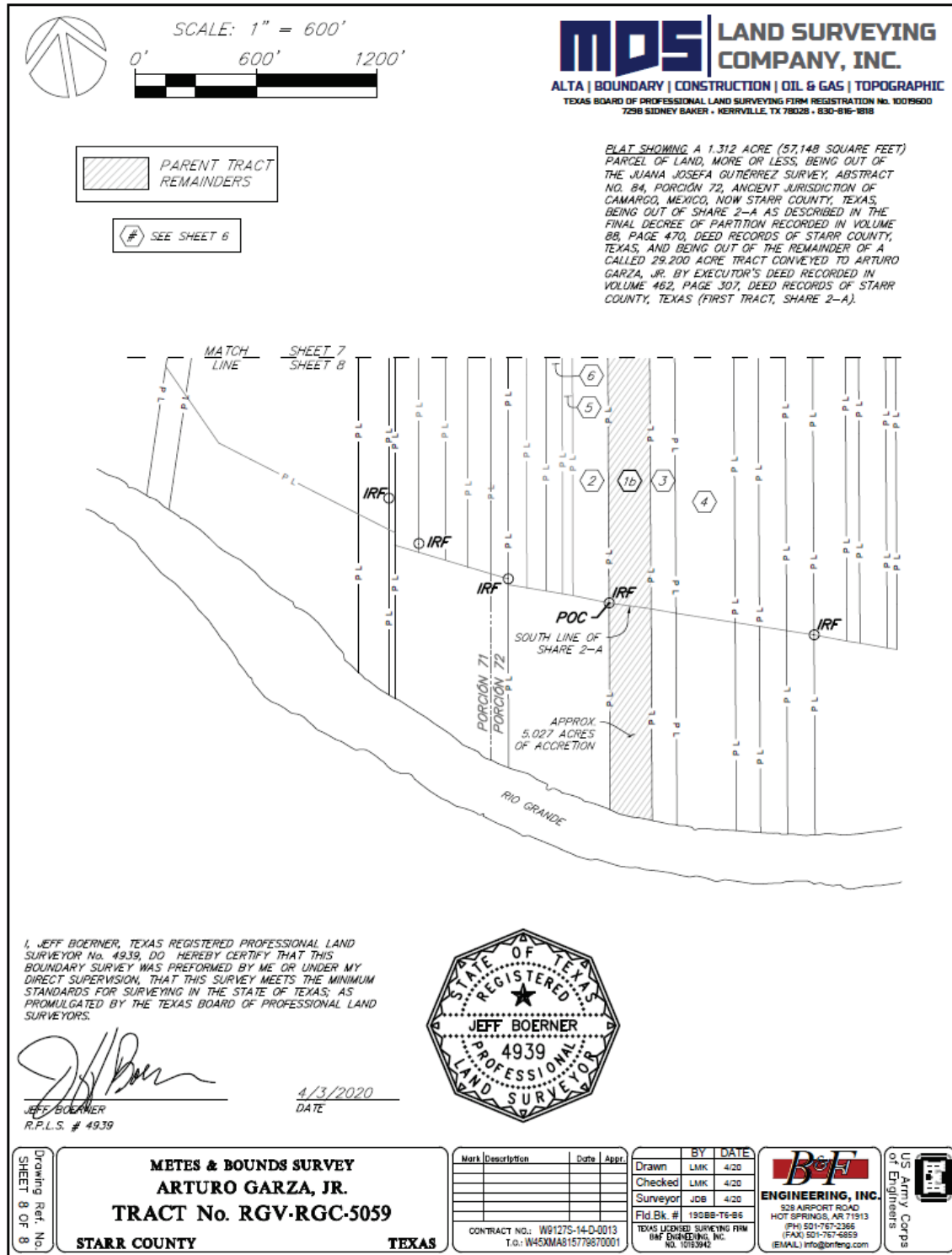
US Army Corps of Engineers

MDS PROJ. NO. 18-200-00

FILE NAME: RGV-RGC-5059

DATE: 4/3/2020

SCHEDULE D (Cont.)

SCHEDULE D (Cont.)

Tract: RGV-RGC-5059

Owner: Unknown Heirs/Devises of Arturo Garza, Jr.

Acreage: 1.312

SCHEDULE E

SCHEDULE E

ESTATE TAKEN

Starr County, Texas

Tract: RGV-RGC-5059

Owner: Unknown Heirs/Devisees of Arturo Garza, Jr.

Acres: 1.312

The estate taken is fee simple, subject to existing easements for public roads and highways, public utilities, railroads, and pipelines; and subject to all interests in minerals and appurtenant rights for exploration, development, production and removal of said minerals;

Reserving to the owners of the lands identified in that certain Executor's Deed dated October 15, 1982, recorded in Volume 462, Page 307, Document No. 1982-114427, Official Public Records, Starr County, Texas, reasonable access to and from the owners' lands lying between the Rio Grande River and the border barrier through opening(s) or gate(s) in the border barrier between the westernmost mark labeled "Beginning" and easternmost mark labeled "Ending" depicted on the map below;

Excepting and excluding all interests in water rights and water distribution and drainage systems, if any, provided that any surface rights arising from such water rights or systems are subordinated to the United States' construction, operation, and maintenance of the border barrier.

SCHEDULE E (Cont.)



SCHEDULE

F

SCHEDULE F

ESTIMATE OF JUST COMPENSATION

The sum estimated as just compensation for the land being taken is SEVEN THOUSAND, SEVEN HUNDRED AND FIFTY-TWO DOLLARS AND NO/100 (\$7,752.00), to be deposited herewith in the Registry of the Court for the use and benefit of the persons entitled thereto.

SCHEDULE G

SCHEDULE G**INTERESTED PARTIES**

The following table identifies all persons who have or claim an interest in the property condemned and whose names are now known, indicating the nature of each person's property interest as indicated by references in the public records and any other information available to the United States. See Fed. R. Civ. P. 71.1(c).

Interested Party	Reference
Unknown heirs/devisees of Arturo Garza, Jr. <u><i>Known heirs of Arturo Garza, Jr.:</i></u> Martin Garza Brenham, Texas 77833 Unknown heirs/devisees of Noemi Garza Flores, deceased <u><i>Known heirs of Noemi Garza Flores:</i></u> Arturo Flores, Jr. Mission, Texas 78574	Executor's Deed, Volume 462, Page 307, Doc. #1982-114427, filed October 15, 1982, Official Public Records, Starr County, Texas
Ameida Salinas Starr County Tax Assessor-Collector 100 N. FM 3167, Suite 201 Rio Grande City, Texas 78582	Property ID 32933